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<p>1 investigation by the Attorney General's office." 2 A. She also reiterated that I had -- that 3 allegation. That's why I put them together. 4 That I had stolen the retirement money. That 5 that was still -- that was again told to her at 6 that time, which was a year ago. 7 Q. Okay. When in 2005 did she tell you this? 8 A. Um, trying to remember. I had sent something to 9 DMR for training. I submitted a proposal. And 10 -- 11 Q. Okay. 12 A. So I can't -- it was probably six months after, 13 you know. I'm trying to think. She left that 14 job. She used to work for Art Brady and then she 15 got this job with the state under Chalmers. 16 Maggie Chalmers. 17 Q. Okay. So fair statement, at some point in 2005 18 she told you this, right? 19 A. That's correct. 20 Q. Was this on the phone or in person? 21 A. This was in person. 22 Q. Just -- it's in person? 23 A. In person, yeah. 24 Q. Okay. And she told you during this 2005</p>	<p>1 Well, Greater Lynn was one of the nonprofits that 2 she -- was the source of her information. 3 Q. Okay. You say that. What's the basis of you 4 saying that Greater Lynn was a source of her 5 information with respect to what she told you in 6 2005? 7 A. Well, because that's the way the conversation was 8 going. Deborah Phelps was there, who was then an 9 employee of Greater Lynn. They were all talking 10 about this particular issue. 11 Q. So Deborah Phelps at this point in time was 12 working for Greater Lynn? 13 A. She was still an employee. 14 Q. What was her position there? 15 A. She was a fund developer. 16 Q. But Deborah Thurber during this conversation 17 states that -- something about everyone in the 18 Department of Mental Retardation thought that you 19 were under investigation by the Attorney 20 General's office, right? 21 A. Yeah. She said everyone. I mean, she said -- 22 basically she made a broad-based statement that 23 everyone -- I was, of course, more concerned at 24 the time about DMR because I had -- I was</p>
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<p>1 conversation that she couldn't hire you because 2 you were under investigation by the Attorney 3 General's office. She told you that at that 4 point? 5 A. She said that -- well, what she actually said was 6 that she had been told by supervisors in the 7 Department of Mental Retardation and she said 8 that everyone knows -- referring to nonprofit -- 9 where she came from, which was Art Brady's 10 organization, that I had stolen the retirement 11 money and that I was going to be indicted. 12 Deborah Phelps was present at this 13 meeting as well. And I'm trying to think if 14 there was someone else present. There may have 15 been one other person present. Another former -- 16 I'm not sure if Stacy Regal was there or not. I 17 think Deborah Phelps was present, former employee 18 of Greater Lynn, as well as Deborah Thurber. 19 There may have been one other person present. 20 Q. So this 2005 conversation she gave no indication 21 to you that Greater Lynn had provided her the 22 information that you were under investigation by 23 the Attorney General's office, right? 24 A. Did she say she got that from Greater Lynn?</p>	<p>1 attempting to get a training contract to do 2 training. So that was the focus of my -- what 3 this refers to primarily because I was -- that 4 was my focus. 5 I mean, I was aware that other 6 nonprofits were spreading this rumor because, you 7 know, I had heard about it from other sources as 8 well. And then Greater Lynn -- when I wrote 9 this, I wanted to be specific to DMR because I 10 had submitted a proposal. I had submitted -- you 11 know, I was inquiring about the possibility of me 12 doing training. 13 Q. All right. And in fact, you had been at least at 14 one point under investigation by the Attorney 15 General's office, right? 16 A. I met with the Attorney General in 2001. May of 17 2001. And I issued a letter to Jennifer 18 Hollingsworth. 19 Q. Okay. At that point, May, 2001, you believe that 20 the Attorney General's office wanted to indict 21 you; isn't that correct? 22 A. I stated that in my letter, that they -- I got 23 the -- the impression I got from the meeting was 24 because the way the meeting went that -- I mean,</p>

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<p style="text-align: right;">Page 162</p> <p>1 A. Oh, it was probably a conversation that I had 2 with her -- well, obviously before I filed this. 3 You know, it was during 2005. It may have been 4 around the time I was doing this. I had run into 5 her and had a conversation with her or something 6 so I'm not -- 7 Q. Okay. Fair statement it was sometime in 2004, 8 2005? 9 A. She had mentioned some things before that to me. 10 But I really -- hadn't really pressed her. I 11 think she had mentioned the -- people had said 12 things about me. She mentioned on other 13 occasions but specifically on this particular 14 occasion, I pressed her on it and asked her for 15 more specifics. 16 Prior to that, she had made mention so 17 this -- these were comments she had been making 18 to me for some time after she was hired. She 19 started working over there. 20 Q. Okay. But at some point in the months before you 21 submitted this affidavit in July, 2005 -- 22 A. Sometime before. Six months. Could have been 23 eight. Whatever. 24 Q. Okay.</p>	<p style="text-align: right;">Page 164</p> <p>1 Q. Okay. 2 A. So I mean, people said, We heard from Greater 3 Lynn, but they didn't say, Well, so and so at 4 Greater Lynn told me this. They didn't specify a 5 name of a person. 6 Q. Okay. So this woman, Helen Grilley, said that 7 unnamed managers at ARC told her that unnamed 8 people -- 9 A. She had named people at the ARC. I can list the 10 name of the people that were at her meetings. I 11 can get all those names of all the people. 12 Q. But Grilley is the only one who told you this, 13 right? 14 A. Um, she's one -- as I said, there were two other 15 employees who also reported to me that they had 16 been told information by the human resources 17 director directly. North Shore human resource 18 director. That I had been terminated for -- I 19 was under investigation for stealing retirement 20 money and specifically said that they were told 21 that by -- by employees at Greater Lynn. But 22 they wouldn't say who they were. 23 Q. Now, who are those other two employees of the 24 ARC?</p>
<p style="text-align: right;">Page 163</p> <p>1 A. She was more specific, yeah. 2 Q. Let me just finish the question. 3 You talked to her about it and got more 4 detail. The details she provided was that people 5 from Greater Lynn had told people of the board of 6 the ARC about you stealing retirement money? 7 A. Right. 8 Q. Okay. Did she indicate who from Greater Lynn 9 told them, told the board? 10 A. Told the staff? 11 Q. Yeah. 12 A. No. All she said was that these were all senior 13 and middle managers of the North Shore 14 Association. They were all people in management 15 positions. 16 Q. The North Shore -- I'm trying to figure out who 17 did she indicate from Greater Lynn, who gave this 18 information out? 19 A. I don't know that she necessarily knew that. 20 Q. Okay. But did she ever indicate that people from 21 Greater Lynn were giving this information out? 22 A. No. She never said that. All she said is they 23 had heard from Greater Lynn. They didn't specify 24 a name of a person. They didn't say, you know --</p>	<p style="text-align: right;">Page 165</p> <p>1 A. Dianne Pallochi. She was a former contract 2 manager for Greater Lynn Mental Health. She now 3 works at the ARC. And Minna Sorrell Bleau. Now 4 my wife. She worked at the North Shore. She 5 left Greater Lynn to work at the ARC for two 6 years as a program manager. 7 Q. So did your wife ever work at Greater Lynn? 8 A. Yes. She left Greater Lynn after -- we started 9 dating, she resigned and she got hired by the 10 ARC. They didn't know she knew me or anything. 11 So when she walked in there, they started talking 12 about me. She just dummied up and didn't say 13 anything and they just -- they just told her a 14 lot of negative things about me that Greater Lynn 15 employees had told them. 16 Q. The ARC was telling her this, not anyone from 17 Greater Lynn? 18 A. Right. 19 Q. Okay. 20 A. Right. 21 Q. Now, what was your wife's name when she worked at 22 Greater Lynn? 23 A. Minna Daymude. 24 Q. Could you just spell that last name for the</p>

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<p>1 A. I sent him a letter and then I called him I think 2 on two occasions. Right after the agreement was 3 signed. Elaine went to the shop. 4 Q. Just -- 5 A. You asked me for an example. She went to the 6 motor shop where we repaired our vehicles. And 7 that's when she started -- she told the 8 maintenance supervisor who runs the shop that I 9 was a crook and I had stolen money and all this. 10 She refused to repair my vehicle. 11 Q. Okay. 12 A. My vehicle -- 13 Q. But refusing to repair your vehicle, at this 14 point that's your car and you don't work for 15 Greater Lynn or Eastern Mass. anymore? 16 A. No. They had agreed, Cowdell agreed that the 17 vehicle would be in operating condition, would 18 have no problems. They agreed that that would 19 be, you know, that -- when I had the problem with 20 the vehicle, the severance agreement hadn't even 21 been -- I don't believe it had been completed 22 yet. I went down to the garage. 23 And it needed -- I think it was a front 24 end or brakes. It was something that was</p>	<p>1 -- 2 A. Maintenance guy. 3 Q. The maintenance person. 4 A. Yeah. She told him that, you know -- her usual 5 line that she had been telling everybody. That I 6 stole the retirement money and that -- 7 Q. Okay. 8 A. -- et cetera. 9 Q. What is the basis of you -- you weren't there, 10 right? You weren't there when Elaine White 11 supposedly said this, right? 12 A. No. He told me. I said, Are you going to fix my 13 vehicle? 14 He told me what she said. 15 Q. Who is "he"? 16 A. The director of the garage. 17 Q. What's his name? 18 A. Um, he no longer works there either. He left. 19 Q. Do you know -- do you recall his name? 20 A. You know, I'm getting old. I forget things now. 21 Q. Okay. 22 A. But he -- 23 Q. All right. So -- 24 A. He works in Lynn. I can find him. What's his</p>
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<p>1 dangerous to the vehicle that had to be repaired. 2 I was told I shouldn't drive it. And she refused 3 to fix it. Then she made all kinds of comments 4 about me. 5 Q. Okay. 6 A. But it was -- 7 Q. Is the refusal to fix, is that part of your 8 defamation claim against her? 9 A. I wrote that in the letter. I think it's one of 10 the letters that you have. 11 Q. Try to focus on the question. 12 Is her refusal to fix the vehicle part 13 of your defamation claim against Greater Lynn? 14 A. Well, in the context that she did that; namely, 15 defaming me to telling this guy I had stolen 16 retirement money. That I was this. I mean, she 17 -- and I brought that to Jim's attention. I 18 called him up right afterwards. I said, You and 19 Paul Cote said that this would stop, that you 20 would tell Elaine White she's to cease and desist 21 from defaming me and disparaging me and you 22 haven't done it. 23 Q. Let me stop you right there. What is the basis 24 of you saying Elaine White disparaged you to the</p>	<p>1 name? It's on the tip of my tongue. 2 Q. Okay. At that time, that person was a fellow 3 employee of Greater Lynn; isn't that correct? 4 A. He was -- he worked for Eastern Mass. Housing but 5 he was under payroll. He was under the control 6 of Eastern Mass. Housing Corporation. He 7 repaired our vehicles but we had his payroll -- 8 the arrangement we had with Greater Lynn is 9 anyone who we hired at Eastern Mass. in order so 10 we wouldn't have to file, you know, 980s and 11 Social Security, it would be cheaper for both 12 corporations especially if they were doing work 13 on Greater Lynn stuff to have the payroll be 14 under Greater Lynn so we had him under Greater 15 Lynn but he is under the control of Eastern Mass. 16 Q. But he is an employee of Greater Lynn? 17 A. That's correct. 18 Q. Okay. All right. So then you send this letter 19 to Mr. Cowdell and you have a couple phone calls 20 with him? 21 A. Right. 22 Q. And basically you say -- you complain about 23 Elaine White and this incident in the garage. Is 24 that a fair statement?</p>

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<p>1 A. Yeah. The fact that she had -- was continuing to 2 say the same things that were being said before. 3 She hadn't stopped. 4 Q. Aside from that incident with the maintenance 5 person, is there any other thing that you 6 complained about to Mr. Cowdell at that point? 7 A. Yeah. The fact that the letter. 8 Q. What did you say to him about that letter? 9 A. That, you know, that they haven't -- they haven't 10 given me a draft copy of the letter for us to 11 finalize, which they had agreed to me they were 12 going to get to me that week. 13 Q. And what did he say? 14 A. I think Jim hung up on me. 15 Q. He hung up right at that point? 16 A. Pretty much so. And then I got this letter in 17 the mail. 18 Q. Okay. When you say "pretty much so," what did he 19 say right before he hung up, if anything? 20 A. I asked him what he was going to do about this 21 thing with Elaine White. That they were 22 violating the agreement. I still hadn't received 23 the letter. That he and Paul Cote had, you know, 24 were very nice and agreed they were going to do</p>	<p>1 A. Well, this was in the 16th that he sent me this. 2 That's when he dated this letter. And I don't 3 know what day of the week that is but I know that 4 I got this letter from him, you know, very 5 shortly after I had the conversation with him. 6 Q. Okay. But with respect to the incident in the 7 garage with Elaine White, do you recall when that 8 occurred with -- in reference to Greater Lynn 9 signing the severance agreement? 10 A. I don't know -- I know I signed it. And I know 11 the -- some of the issues that I had with the 12 vehicle was discussed at the last meeting with 13 Cowdell and Cote. And one of them dealt -- I'm 14 trying to remember. One of them dealt with some 15 damage that had been done to the vehicle in a 16 parking lot or something. And I brought that 17 into Thomas Ford and that was taken care of by 18 Eastern Mass. Housing Corporation. 19 But then this other issue that was the 20 safety issue that I was, of course, concerned 21 about, Elaine refused to address it. That's when 22 she made these statements about me. 23 Q. Okay. Aside from that, let's call that what 24 happened like the incident that happened in the</p>
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<p>1 all this stuff and now they weren't following 2 through on it. 3 And I just remember him hanging up on 4 me. 5 Q. Okay. And you had two conversations with him? 6 A. I left him a message. I had called him and left 7 him a message I think on his answering machine at 8 one point and then I called him back. And he 9 said he was going to get back to me or something. 10 It was very brief. 11 Q. Okay. 12 A. He was going to check into something. And then 13 it was something like that. I had a conversation 14 with him. He hung up. And then I got this 15 letter. 16 Q. Now, when did this incident in the garage occur? 17 A. I don't know. I wrote it in my stuff. It was 18 right after I signed the severance agreement. 19 Q. Fair statement that it was prior to Greater Lynn 20 and Eastern Mass. signing the severance 21 agreement, right? 22 A. I don't know. 23 Q. Okay. So it may have been before Greater Lynn 24 signed it, right?</p>	<p>1 garage. 2 A. Yeah. 3 Q. Anything else that Elaine White did after you 4 signed the severance agreement that you say 5 defamed you? 6 A. That's still subject to discovery. 7 Q. Okay. So as of right now, you have no 8 information of Elaine White ever defaming you 9 after you signed the settlement agreement except 10 with respect to this conversation in the garage; 11 is that a fair statement? 12 A. I don't know if that's a fair statement, no, no. 13 Because I have had other things said to me. I 14 haven't been able to depose people or get 15 affidavits to have them certify things that have 16 been said. 17 Q. I'm just trying to find out what your personal 18 knowledge is. What information do you have right 19 now as to Elaine White ever defaming you after 20 the settlement agreement aside from this 21 conversation in the garage soon after? 22 A. Well, there was Jim McKissock up at the Marquis 23 resort. She continued to go up there. Those are 24 staff that I had hired to run the Marquis resort</p>

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<p style="text-align: right;">Page 182</p> <p>1 and I was -- and Jim McKissock who was running 2 that for us, you know, I talked to him shortly 3 thereafter. That would have been -- oh, gee. 4 That would have been during that -- 5 those winter months after 2001. And you know, he 6 relayed information. The same. Saying Elaine 7 White -- she was still going up there on 8 vacations with her family. She went up there 9 that summer and she went there the following 10 summer. 11 Q. What's his name? 12 A. Jim McKissock. 13 Q. He told you this when? 14 A. I had numerous conversations with him -- because 15 at the time I left Eastern Mass., we were in the 16 final stages of having that converted to 17 condominiums. 18 Q. That period of time is before the settlement 19 agreement, though, right? 20 A. It was still going on at the settlement. I was 21 still working on it after the agreement was 22 signed. I was still working on it on behalf of 23 Eastern Mass. into December. So the settlement 24 agreement was signed but I was still working -- I</p>	<p style="text-align: right;">Page 184</p> <p>1 haven't called Jim back to set anything up with 2 him. I had a conversation with him during the 3 year after that. Yeah. 4 Q. What did he say at that point? 5 A. Basically the same kind of stuff. You know. 6 Q. What? 7 A. Basically I'm a crook. I stole stuff and I was 8 going to be indicted and stuff. 9 Q. So he was accusing you of being a crook? 10 A. No. This is information he received from Elaine 11 White. 12 Q. But was he saying Elaine White had recently told 13 him that? 14 A. I can't remember that. 15 Q. Okay. 16 A. I mean, because I know that she had been up 17 there. Because she had vacationed up there that 18 summer. Because I talked to him. He said she 19 had just come up with her whole family for two 20 weeks even though Greater Lynn wasn't -- they had 21 changed the relationship of letting staff and 22 clients go up there. They were charging them 23 more money. 24 I forget what the new plan they set up</p>
<p style="text-align: right;">Page 183</p> <p>1 was still closing out some things for Eastern 2 Mass. Housing, one of which was the Marquis 3 resort. 4 Q. That's November time frame, right? 5 A. That was December. November and into -- I think 6 by -- I think the last thing I did with that is I 7 wrote -- I wrote a memo on December 7th, 8 somewhere around there, to Eastern Mass. as far 9 as unfinished issues and things they needed to 10 follow up on. 11 Q. Okay. 12 A. That was my last -- I'm trying to think if I had 13 a meeting with them at that time. December 1st. 14 Or if I had a meeting with the board, with Paul 15 Cote I think, on -- December 1st or something. 16 We had a meeting or something like that. I 17 presented the final stuff. 18 Q. Okay. That point in time, let's say December 1st 19 or around there, after that period, did this 20 person -- I think you said McKissock? 21 A. McKissock, yeah. 22 Q. Did he ever tell you after that period about what 23 Elaine White was telling him? 24 A. Yeah. I had a conversation with him -- I mean, I</p>	<p style="text-align: right;">Page 185</p> <p>1 but she kept her reservation and she went up 2 there for a couple weeks with her family. 3 Q. But he never told you that, Elaine White just 4 recently told me that you're a crook. He never 5 said that? 6 A. No. I can't -- I mean, a lot of this stuff, as 7 you say, is two or three years ago. I'm going to 8 have to -- I haven't contacted Jim about these 9 affidavits for discovery yet. 10 Q. Now, do you know where he is? 11 A. Yeah. 12 Q. Where is he? 13 A. He's still up there as far as I know. He's in -- 14 Laconia. 15 Q. At the Marquis resort? 16 A. Marquis resort, yeah. 17 Q. Now, from the time you signed the settlement 18 agreement until about December 1st meeting, 19 during that period of time, did this person ever 20 tell you about Elaine White talking to him about 21 you? 22 A. I don't -- you know, I don't have that 23 recollection right now. I mean, I have to go 24 back through my notes and stuff. I mean, did I</p>

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<p>1 talk to Jim McKissock between November 16th and 2 December 1st? I'm sure I did because I was 3 dealing -- I think I have correspondence from the 4 law firm up there that I was working with on the 5 -- 6 Q. Okay. 7 A. I think in December -- I'm -- I'm trying to think 8 when I went and got the approval from the 9 planning board. That was all in October, 10 November. I was up there meeting with the zoning 11 board of appeals, the planning board. I was 12 filing stuff with the Attorney General's office 13 up there. 14 I had to file my stuff with the 15 Attorney General. I mean, all that stuff was 16 going on at the time I was signing the severance 17 agreement. I was moving forward with the Marquis 18 hotel conversion to condominiums. 19 Q. A lot of that work was done before you signed the 20 severance agreement, right? 21 A. We started work on it that -- the winter -- no. 22 We started work on it -- before Greater Lynn was 23 having all its financial problems. It was -- we 24 started work on this whole plan for conversion in</p>	<p>1 A. Because you need a designated person and then 2 when Cote got in, he refused to do it. He didn't 3 want to fill out all the confidential information 4 and financial information, all the stuff you had 5 to submit. 6 Q. I just want to cut you off there. I'm just 7 trying to focus on you say that this guy Jim 8 McKissock -- 9 A. Right. 10 Q. -- told you that Elaine White was defaming you? 11 A. Right. 12 Q. Some of those conversations at least occurred 13 before you signed the settlement agreement? 14 A. Some of those occurred during the summer when she 15 vacationed up there. 16 Q. Okay. You are unclear as to whether any of those 17 conversations occurred after the settlement 18 agreement; isn't that correct? 19 A. No. They did occur afterwards as well. They 20 were going to try -- because Cote was trying to 21 fire McKissock. 22 Q. Okay. When did those conversations occur? 23 A. They were ongoing because he was trying to get 24 rid of all those people up there.</p>
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<p>1 I think -- 2 Q. If you can just focus on my question. 3 A. Yeah. 4 Q. Most of your work for the Marquis resort and your 5 communications with Mr. McKissock, McKissock, was 6 before you signed the settlement agreement, 7 right? 8 A. I have all that stuff. I have to look at it 9 because I'm trying to think when the meetings 10 were taking place. But yes, I mean, I would say 11 -- it was all in process but all the major 12 important stuff such as the architectural stuff, 13 I think I already had the votes of the board up 14 there. I'm not sure about the planning board. I 15 mean, the zoning board of appeals but I think I 16 had the planning board vote. I'm not sure about 17 the zoning board of appeals. 18 Q. Okay. I'm really -- 19 A. I was still working on that stuff. Even though I 20 signed the severance agreement, I was still -- 21 putting that stuff -- because my -- it was my 22 name that was on the condo conversion with the 23 Attorney General's office in New Hampshire. 24 Q. Okay.</p>	<p>1 Q. I don't -- I'm just trying to focus on 2 conversations with McKissock and you where 3 McKissock is saying Elaine White said this about 4 you. 5 A. Just about every time I talked to him. You know. 6 If we had any discussions about Greater Lynn, he 7 would ask me. He would shake his head and, you 8 know, What's going on over there? How they were 9 treating him and stuff. The conversation would 10 -- and I would ask him what are people saying. 11 So basically that was the -- other than 12 business stuff we were talking about that was 13 important, after that I really didn't have any 14 business to talk with him except I asked him what 15 was going on because I didn't have any pipeline 16 into Greater Lynn and then that's when -- I found 17 out at some point that they sold it. 18 Q. Okay. And McKissock was saying Elaine White is 19 repeatedly telling him that you stole the 20 retirement money? 21 A. Right. 22 Q. Anything else that she was saying to him? 23 A. Um, it was some references to my, you know, you 24 know, as far as, you know, whether I was fit to</p>

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<p>1 do the job and that kind of stuff. But I can't 2 remember specifics. 3 Q. What references? Like what? 4 A. As I said, I can't remember specifics. 5 Q. Okay. 6 A. When I have a chance to do discovery, which I 7 have not been permitted to do -- 8 Q. I don't want to argue -- 9 A. I'll -- 10 Q. I'm just trying to find out what you know. What 11 information you have. 12 A. Yeah. 13 Q. Let's talk about -- a meeting in May, 2001 with 14 the Attorney General's office. 15 A. Right. 16 Q. How did -- actually, I think you had several 17 meetings with them; isn't that correct? 18 A. One. I don't know if you could call it a 19 meeting. It was extremely unprofessional. It 20 was in a parking lot of a restaurant. 21 Q. Okay. Did the Attorney General's office contact 22 you or did you contact them? 23 A. Trying to get the sequence of events here. Um -- 24 Q. Actually, if I can just interrupt you. If you</p>	<p>1 walked out. All of a sudden a guy walks out and 2 starts asking me questions in the middle of a 3 parking lot. I said, Don't you think it's 4 inappropriate to be in the middle of a parking 5 lot? 6 Q. I want to focus on the time frame. Fair to say 7 that that first meeting occurred one or two weeks 8 before this May -- 9 A. I think it was the week before. I think what 10 happened is we agreed on a date the following 11 week as I remember it. 12 Q. Your best estimate is about a week before, right? 13 A. Yeah. That would be my guess, yeah. 14 Q. How did that meeting come about? 15 A. It came about because I filed a complaint with 16 the Inspector General's office. 17 Q. When did you file that complaint? 18 A. In January or February of 2001. 19 Q. January or February. Do you have a copy of that 20 complaint? 21 A. I went in there and met with an attorney in that 22 office. I can't remember the exact -- and the 23 short of it is that they told me that they were 24 getting pressure from the Attorney General's</p>
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<p>1 can turn to the volume II, which is I think 2 Exhibit -- this one. Exhibit B. And tab 39. 3 And page 128. 4 A. 128? 5 Q. Yeah. 128. 6 A. Yeah. May 10. Right. 7 Q. That's a letter that you sent to Jennifer 8 Hollingsworth of the criminal -- of the Attorney 9 General's office. 10 A. Financial investigator, right. 11 Q. On May 10, 2001; is that correct? 12 A. Right. 13 Q. Okay. And this references three meetings; is 14 that correct? 15 A. Right. 16 Q. The first meeting you say was very brief in the 17 parking lot of the Dockside Restaurant in Nahant? 18 A. Right. 19 Q. When did that occur? 20 A. Well, sometime -- before this, I would say 21 probably a week or two weeks prior to that maybe. 22 Q. Okay. 23 A. It's hard to say. I had just finished coaching a 24 girls' soccer team. I got out of the car. I</p>	<p>1 office and they couldn't -- they told me to go to 2 the newspapers, that they couldn't do anything 3 with it. 4 Q. And you were asking the Inspector General's 5 office to investigate Greater Lynn, right? 6 A. No. The Water and Sewer Commission. 7 Q. Nothing to do with the Greater Lynn? 8 A. Well, only -- only the relationship of -- certain 9 people in the Water and Sewer; namely, Bob Tucker 10 and Sam Vitali and James Cowdell, but it was in 11 relation to the Water and Sewer Commission and 12 the -- which was under investigation by the 13 Inspector General at the time. 14 They subpoenaed all the records. I 15 went in there around that issue. 16 Q. Okay. And you wanted to tell the Inspector 17 General's office that you believed that three 18 members of either the board of Greater Lynn or 19 officers there had conflicts of interest, right? 20 A. Yeah. 21 Q. Okay. Now, was this meeting in the parking lot, 22 was that a planned meeting or were you surprised 23 to see Officer Ahern? 24 A. Um, after -- after I -- when I went into the</p>

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<p style="text-align: right;">Page 198</p> <p>1 Q. Did they indicate -- let me take that back. Did 2 you feel during the second meeting that you were 3 being investigated? 4 A. Well, what bothered me in the second meeting is 5 they wouldn't -- they still wouldn't allow tape 6 recording and when -- they wouldn't let me take 7 minutes of the meeting. 8 Q. Did you feel they were investigating you or not? 9 A. I did because they weren't exploring MacLeish's 10 and Sherman's legal bills. 11 Q. Okay. So you did. The answer is you did? 12 A. Yes. So I felt that there was something -- there 13 was something amiss here. 14 Q. And you wanted to tape record this, right? 15 A. I wanted -- yeah. I wanted to tape record it. 16 Q. Did you tape record any of these meetings? 17 A. I tape recorded my -- what I did was when I left 18 the meeting, through memory, I asked myself the 19 questions and I tape recorded my answers. So I 20 had it from memory. Right after the meeting, the 21 first thing I did when I left the meeting is 22 that's what I did. 23 Q. Okay. And then you lost that tape, right? 24 A. They stole it.</p>	<p style="text-align: right;">Page 200</p> <p>1 what the question was. 2 A. No. Was it brief? 3 Q. Okay. 4 A. So it was a brief meeting. I started taking 5 notes. They said, That's it. You're taking 6 notes. The meeting is over. 7 Q. Previously to that, you had asked to tape record 8 the meeting. They said no. Is that correct? 9 A. Yeah. I asked them again when I went in the 10 second time. They again refused. 11 Q. The second time is the May 8th meeting, right? 12 A. Right, right. 13 Q. You asked again. They refused, right? 14 A. Right. 15 Q. Then you started taking detailed notes and they 16 stopped the meeting? 17 A. I was just writing down their questions. So when 18 they asked me a question, I would write the 19 question down. 20 Q. At any point did they give you a Miranda warning? 21 A. No. 22 Q. Okay. Did they ever advise you that you may want 23 to have counsel? 24 A. They told me I couldn't have counsel. They</p>
<p style="text-align: right;">Page 199</p> <p>1 Q. Okay. So you had a follow-up meeting on May 8th, 2 right? 3 A. Right. That was -- you're right. 4 Q. That wasn't a scheduled meeting, right? 5 A. Yeah. That was scheduled. We met on May 3rd. 6 We went as far as we could on things and then I 7 told them I was going to bring some stuff in 8 because I had all the analysis done by Martena 9 Fallon on the EFIP program. 10 Q. I want to cut you off right there. So the May 8 11 meeting was scheduled, right? 12 A. As was the May 3, yeah. 13 Q. You come in May 8th. It's a very brief meeting 14 and you're thrown out of that meeting. Is that a 15 fair statement? 16 A. Well, they started -- we had a meeting. I mean, 17 when I say "brief," I would say -- I mean, I was 18 in the meeting. They asked me some questions. 19 When I first arrived, I went to the bathroom. 20 That's when I think they took the tape out of my 21 tape recorder. I came back to the meeting. They 22 started asking me questions. They asked me a 23 number of questions about the EFIP again. 24 Q. I just want to focus on the question. I forget</p>	<p style="text-align: right;">Page 201</p> <p>1 wouldn't meet with me if I had counsel present. 2 Q. They said that? 3 A. Yeah. They said there would be no meetings at 4 all. This was an informational thing. This was 5 not an investigation. They said this was not -- 6 he said what this was, he says -- here is what 7 they said. We're meeting because we've gotten -- 8 (Off the record.) 9 A. They told me it wasn't -- 10 Q. Actually, I'm just stopping you because there's 11 no question. 12 A. Okay. 13 Q. I just want to try to do this orderly. 14 It's a fair statement that at this 15 meeting that you accused the Attorney General's 16 office; namely, Eric Carriker, as being engaged 17 with Greater Lynn in fraudulently taking over 18 Greater Lynn for their own benefit. Is that a 19 fair statement? 20 A. When I met with them? 21 Q. Yeah. 22 A. No. 23 Q. So you did that in the May 10th letter, though? 24 A. After processing it and looking at the whole</p>

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<p>1 process. You know, I mean, I understood this 2 meeting to be -- to get clarification on issues 3 that were out on the table. And I was being 4 brought in to provide information to them. 5 That's why they said there's no need for an 6 attorney here. If there is an attorney, we won't 7 have the meeting. This is a chance for you to 8 give us your side of the story on these issues 9 because, you know, we have these things that have 10 been submitted. 11 I said, Fine. Sounds good to me. 12 Q. Okay. Let me move on a little bit. Actually, at 13 the end of that meeting the officer called you a 14 drug addict; is that correct? 15 A. Yeah. As he led me to the elevator, yeah. 16 Q. Now, do you believe that he received information 17 from Greater Lynn that you were a drug addict? 18 A. Well, I don't know where else he was going to get 19 it. 20 Q. But you have no idea? Is that a fair statement? 21 A. Yeah. 22 Q. You have no idea where -- why he said that or 23 what basis he said that; is that a fair 24 statement?</p>	<p>1 director. 2 Q. And when was this conversation? 3 A. It was in 2000 -- I think it was 2001. 4 Q. Well -- 5 A. Right around that time. Trying to think. 6 Q. Let me stop you right there and direct your 7 attention -- 8 A. I can't remember. 9 Q. -- to exhibit tab two. Tab two I think is right 10 here. 11 A. Yeah. 12 Q. Tab two, page -- the bottom of page eight. 13 A. Yeah. 14 Q. And this document, just for the record, is a 15 memorandum of law that you submitted on October 16 1, 2004 that's document number 26. It's at tab 17 two and it says that Griffin is the general 18 counsel of May Institute and Work, Inc. And then 19 the next page it says, "In 2003" -- 20 A. This is different. This is a different thing. 21 That's different. 22 Q. Let me stop you there. Let's talk about this 23 what you were talking about in this document. 24 "In 2003, one executive director of one of</p>
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<p>1 A. I have no proof that somebody from Greater Lynn 2 told him that, no. 3 Q. You have no evidence whatsoever; is that a fair 4 statement? 5 A. Yeah. 6 Q. Okay. Now, was there something in 2003 where a 7 CEO of a company that Robert Griffin had some 8 affiliation with made some comments about what 9 Griffin had told him? 10 A. Yeah. As part of my marketing plan, you know, to 11 try and get consultation with companies of 12 strategic planning and also, you know, I was 13 also, as I said, licensed as an insurance broker 14 and stuff. I was looking to develop self-insured 15 plans. 16 This particular company, which is Work, 17 Inc., they were already self-insured. I knew the 18 former executive director who had died. He was a 19 very progressive guy and he did a lot of the same 20 stuff I did. He had self-insurance for 21 everything just like I did at Greater Lynn. 22 Q. Let me stop you right there. Who did you have a 23 conversation with? 24 A. James Cassetta who took over as his executive</p>	<p>1 Griffin's companies informed me of false and 2 derogatory comments made by Griffin about my 3 employment at Greater Lynn." 4 What's that? Just tell me who said 5 that, when they said it. 6 A. Oh, that was James Cassetta. That was James 7 Cassetta. 8 Q. That's the one you were talking about before? 9 A. Yeah. That's James Cassetta. I met with him and 10 he had been recently hired. He used to be the 11 executor director of North Suffolk. 12 Q. You met with him when? 13 A. Um, it was around that time. I have -- I can be 14 more accurate with my notes and stuff. 15 Q. Okay. But fair statement, sometime in 2003? 16 A. Yeah. I sent him a letter -- 17 Q. I'm just trying to focus on the question. 18 Sometime in 2003 you met with him? 19 A. It was in early 2003. 20 Q. Okay. 21 A. Before I applied for Greater Lynn. Position at 22 Greater Lynn. 23 Q. And he told you that Griffin had told him about 24 false and derogatory comments?</p>

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<p>1 A. Yeah. We got talking about --</p> <p>2 Q. Just -- is that what happened?</p> <p>3 A. Yeah. Yeah.</p> <p>4 Q. Okay. Did he indicate when Griffin had told him</p> <p>5 this?</p> <p>6 A. Very recently. He had just gotten hired as</p> <p>7 executor director so it was within the year.</p> <p>8 Q. So it was -- when -- it was sometime after he was</p> <p>9 hired as executor director?</p> <p>10 A. Right.</p> <p>11 Q. And he had hired -- he had been hired within one</p> <p>12 year of this conversation, right?</p> <p>13 A. Something like that.</p> <p>14 Q. At the time Griffin was not -- certainly Griffin</p> <p>15 was not an employee of Greater Lynn?</p> <p>16 A. What's that?</p> <p>17 Q. At that time, Griffin is not an employee of</p> <p>18 Greater Lynn?</p> <p>19 A. No. But Griffin --</p> <p>20 Q. It's a yes or no.</p> <p>21 A. An employee?</p> <p>22 Q. Yeah.</p> <p>23 A. I don't know that. He's done a lot of legal work</p> <p>24 for Greater Lynn with the Rate Setting</p>	<p>1 He had it as assets and it turns out</p> <p>2 they were uncollectables. And North Suffolk went</p> <p>3 into financial -- almost bankruptcy. And</p> <p>4 Cassetta ended up being the fall guy over there.</p> <p>5 And we got talking about that. And then he said,</p> <p>6 Well, you know -- he told me where he was at work</p> <p>7 and he talked about Griffin and what Griffin had</p> <p>8 told him.</p> <p>9 You know, that I had been -- had some</p> <p>10 financial problems with me over at Greater Lynn</p> <p>11 and there was some money missing and stuff. Then</p> <p>12 when I started --</p> <p>13 Q. But --</p> <p>14 A. When I started talking to him about Griffin, he</p> <p>15 got very defensive. I started to get more</p> <p>16 specific. I said, Griffin used to be my private</p> <p>17 attorney. He was my attorney for five years.</p> <p>18 Then now he's over here representing Greater</p> <p>19 Lynn. I said, You know, if I were you, I would</p> <p>20 watch out. He said, No, he is a good man.</p> <p>21 That was the end of the conversation.</p> <p>22 I just dropped it and we got into how I could</p> <p>23 work for his company and what I could do, what</p> <p>24 they had available and what the goals of the</p>
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<p>1 Commission. With -- he has been an attorney on</p> <p>2 and off with Greater Lynn for a long time.</p> <p>3 Q. Okay.</p> <p>4 A. Fifteen years.</p> <p>5 Q. Fair statement, you have no information that</p> <p>6 Griffin has represented Greater Lynn since the</p> <p>7 October, 2000 report to the Attorney General. Is</p> <p>8 that a fair statement?</p> <p>9 A. Yeah. Right.</p> <p>10 Q. And did -- I think you said James Cassetta?</p> <p>11 A. Yeah.</p> <p>12 Q. Cassetta. Did he say to you what he said Griffin</p> <p>13 had told him?</p> <p>14 A. Not -- not -- specific verbatim language but</p> <p>15 basically the same kind of stuff that's been</p> <p>16 circulating around as far as, you know --</p> <p>17 Q. What's your best memory of what was said?</p> <p>18 A. Oh, gees. The whole conversation started around</p> <p>19 the issue of, you know, what happened at Greater</p> <p>20 Lynn and what happened to him. The similarities</p> <p>21 because he was run out of North Suffolk. And</p> <p>22 Mecone was the auditing firm there who missed --</p> <p>23 who did not record certain things in the audit</p> <p>24 report. Namely, third-party reimbursement.</p>	<p>1 company. And I just went away from it and tried</p> <p>2 to keep it very professional after that. Just on</p> <p>3 target of how I could, you know, work for the</p> <p>4 company as a consultant.</p> <p>5 Q. Okay. Have there been any newspaper articles</p> <p>6 that you believe are defamatory?</p> <p>7 A. Yeah. I think a lot of the stuff that's been in</p> <p>8 the Swampscott Reporter. It's been in the</p> <p>9 Marblehead Reporter. North Shore Sunday. Quotes</p> <p>10 to Tucker. Quotes from --</p> <p>11 Q. Okay. What has Tucker been quoted as saying in</p> <p>12 the paper?</p> <p>13 A. Something to the effect that there was -- you</p> <p>14 know, mismanagement of financial problems and</p> <p>15 he's come in to correct -- there's always been</p> <p>16 allegations of leadership problems. Management</p> <p>17 problems. Financial funding issues. You know,</p> <p>18 loss of funding from GMH and DMR.</p> <p>19 Q. That was an issue, wasn't it?</p> <p>20 A. No. When I was there, I had \$600,000 in sole</p> <p>21 source contracts ready to go until MacLeish got</p> <p>22 in and canceled them. I had a million in</p> <p>23 expansion money lined up with GMH and DMR from</p> <p>24 July 1st through June 30, 2000. MacLeish brought</p>

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<p>1 in Perkins Consultant Group who recommended the 2 board to stop and cancel all the contracts. That 3 was part of why they ran into financial problems. 4 Q. Do you have any copies of newspaper articles that 5 you allege are defamatory? 6 A. I do. I had a number of them. I had -- tell you 7 the truth, I have been looking -- I've had to -- 8 I've moved like three times since this case 9 started. And actually four times. So -- every 10 time I move, things go into boxes and get 11 shuffled around. I went into my basement this 12 past weekend again looking for stuff. I found a 13 lot of stuff but I didn't find the specific news 14 articles I was looking for. 15 I need to try and find a day where I 16 can go into the library and go through the -- go 17 through the -- what do you call it? 18 Q. Microfiche? 19 A. Microfiche, yeah. And pull those out. Because I 20 have -- I know the -- 21 Q. Okay. If I can direct your attention to tab 39. 22 Exhibit B. 23 (Recess.) 24 Q. Mr. Bleau, aside from Elaine White in this</p>	<p>1 you? 2 A. He said that I was -- that I stole -- I stole 3 money from Greater Lynn. I stole money from the 4 retirement plan. I violated ERISA and that I was 5 going to be indicted by the Attorney General's 6 office, et cetera. 7 Q. Paul Cote said that? 8 A. That's what I was told. 9 Q. Okay. When did he say this? 10 A. Most of the time that he worked there. I mean, 11 Nancy Rizzo reported that he had said that to her 12 at meetings and Art Brady in my conversations 13 with him indicated that he had -- he didn't say 14 indictment but he said, you know, that I was 15 involved in financial improprieties according to 16 Cote. And Deborah Thurber, who was a former 17 employee, also, as I mentioned, reported that. 18 Q. But Deborah Thurber wasn't an employee of Greater 19 Lynn at the time, right? 20 A. At that time she wasn't, no. 21 Q. So with respect to Greater Lynn employees, you 22 have Elaine White with respect to the garage 23 statement? 24 A. Mm-hmm.</p>
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<p>1 incident in the garage with her talking to an 2 auto mechanic, isn't it true that you cannot name 3 one person from Greater Lynn who disparaged you 4 after you signed the settlement agreement and 5 without -- can you provide a person with like a 6 date or time frame with statements after the 7 settlement agreement, someone from Greater Lynn 8 that disparaged you? 9 A. Yes. Paul Cote with Art Brady is an example. 10 The human resource director up at Kennebec Valley 11 Mental Health Center. 12 Q. Okay. But just I'm talking about Greater Lynn 13 employees. 14 A. Yeah. He called -- he called the Greater Lynn. 15 He was in contact with Greater Lynn to get a 16 reference on my following up on my employment 17 history. 18 Q. But you can't provide a name of someone from 19 Greater Lynn who disparaged you? 20 A. No. But I'll have it. 21 Q. Right now. 22 A. I'll get it. 23 Q. With respect to Paul Cote, what did Paul Cote say 24 after the settlement agreement that disparaged</p>	<p>1 Q. Then you have Paul Cote who -- but you never 2 heard Paul Cote say this, right? 3 A. No. He never said it to me directly. He said it 4 to -- he said it to the board members of Eastern 5 Mass. Housing Corporation in April of 2001 so I 6 have Steve Speropolous, Peter McGinn, Norm 7 Thibodeau. Martena Fallon. Who were all -- 8 Ralph Fredette is now deceased but they were all 9 witnesses to this conversation. 10 Q. Okay. He said that. I'm sorry. On what day was 11 that? 12 A. That was sometime in April, 2001. 13 Q. Was it before or after April 11? 14 A. Pardon me? 15 Q. Do you know whether it was before or after April 16 11? 17 A. It's in Martena Fallon's latest affidavit. 18 Q. But you may not know -- 19 A. What? 20 Q. You're not sure whether it was before or after 21 April 11; is that correct? 22 A. All I can say it's in her affidavit. I don't 23 remember the exact date. 24 Q. Okay. And this Paul Cote statement was made to</p>

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<p>1 Q. Ahern said that, right?</p> <p>2 A. MacLeish ordered a drug screen of me with less</p> <p>3 than five hours' notice so --</p> <p>4 Q. That was presettlement, right? That drug screen,</p> <p>5 right?</p> <p>6 A. Right. That's when I was on leave.</p> <p>7 Q. And Ahern works for the Attorney General's</p> <p>8 office?</p> <p>9 A. Right.</p> <p>10 Q. The drug use, are you a drug addict?</p> <p>11 A. No.</p> <p>12 Q. Have you used cocaine before?</p> <p>13 A. Have I used cocaine? I have in the past, yeah.</p> <p>14 Q. When was the last time you used cocaine?</p> <p>15 A. Oh, God. Years. Eight years. Seven, eight,</p> <p>16 nine. Ten years. Long time ago.</p> <p>17 Q. Have you used it on company property?</p> <p>18 A. Never.</p> <p>19 Q. Have you used it in the company car that you were</p> <p>20 given?</p> <p>21 A. Used it in the company car?</p> <p>22 Q. Yes.</p> <p>23 A. No.</p> <p>24 Q. Now, were you receiving any treatment let's say</p>	<p>1 frame, you were seeing a counselor for problems</p> <p>2 with alcohol and illegal drugs. Is that a true</p> <p>3 statement?</p> <p>4 A. No, no. It was primarily dealing with -- I</p> <p>5 initially went to this counselor because the</p> <p>6 board was basically -- I was just having</p> <p>7 difficulty in just dealing with the board. I was</p> <p>8 just -- I was really concerned with -- I thought</p> <p>9 they were very self-interested and unethical. It</p> <p>10 was really bothering me.</p> <p>11 It started off there. Got into how I</p> <p>12 was relating to them and then getting into my own</p> <p>13 personal issues. And then Linda and I went into</p> <p>14 separation so we went to marital. We used my</p> <p>15 counselor along with others for marital</p> <p>16 counseling.</p> <p>17 Q. Let me just stop you right there. Who was your</p> <p>18 counselor?</p> <p>19 A. Mitch Cohen. Psychologist from Gloucester.</p> <p>20 Q. Okay. And then you received some marriage</p> <p>21 counseling; is that correct?</p> <p>22 A. Through him and also through somebody from the</p> <p>23 employee assistance program. They recommended a</p> <p>24 marriage counselor from Salem we went to.</p>
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<p>1 from -- from October, '99 through the time you</p> <p>2 left Greater Lynn? Were you receiving any</p> <p>3 treatment for any alcohol or drug use?</p> <p>4 A. I was receiving counseling -- I started going</p> <p>5 into counseling -- I'm trying to think. '95 or</p> <p>6 '96. And then had marital counseling with Linda</p> <p>7 and then -- so it was pretty much ongoing.</p> <p>8 Q. What was the nonmarital counseling? What was</p> <p>9 that about?</p> <p>10 A. It was -- it dealt with use of alcohol. It dealt</p> <p>11 with use of any illegal substances and dealing</p> <p>12 with stress. Dealing with how to exercise.</p> <p>13 Positive health.</p> <p>14 Q. Okay. How long --</p> <p>15 A. Alternative health to stay healthy. Stay</p> <p>16 involved in exercise. Dealt with a hol -- the</p> <p>17 holistic approach to staying healthy, mentally</p> <p>18 and physically.</p> <p>19 Q. How long did you have that counseling for?</p> <p>20 A. That was continuing right through until -- I</p> <p>21 don't know when I stopped going to him but it was</p> <p>22 -- after the -- it was sometime in 2001, 2002. I</p> <p>23 can't remember offhand.</p> <p>24 Q. So from '95 to '96 to 2001, 2002, that time</p>	<p>1 Q. What was that person's name?</p> <p>2 A. I don't remember. That was through EAP.</p> <p>3 Q. How long did you have marriage counseling?</p> <p>4 A. We went -- I don't know how many sessions. Then</p> <p>5 my ex-wife didn't want to go anymore so that was</p> <p>6 the end of that.</p> <p>7 Q. Now, have you received counseling since you left</p> <p>8 Greater Lynn? Aside from Mitch Cohen.</p> <p>9 A. Yeah. I've gone to -- I've gone to a</p> <p>10 psychologist up in Maine on a few occasions to</p> <p>11 deal with some issues with my present wife but</p> <p>12 some of those are basically spin-offs from --</p> <p>13 some of the financial and other problems that</p> <p>14 I've had as a result of what's happened with</p> <p>15 Greater Lynn.</p> <p>16 Q. So you agree that part of the basis of you seeing</p> <p>17 a psychologist up in Maine is to deal with</p> <p>18 emotional distress over you leaving Greater Lynn</p> <p>19 and not being able to find a job?</p> <p>20 A. The defamation I think is a part of it. The</p> <p>21 defamation has definitely been the major factor.</p> <p>22 Q. Who have you seen up in Maine?</p> <p>23 A. Um, trying to think of his -- Feinstein. Gee, I</p> <p>24 can't remember. Isn't that terrible? I can't</p>

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<p>1 remember. I think I've got his card here. It's 2 a counseling center in Portland. And I've been 3 seeing -- we saw a husband and wife team there. 4 It's Feintech. Debra Feintech. I'm 5 trying to think -- 6 Q. Spell the last name, please. 7 A. Feintech. F E I N T E C H. Trying to think of 8 the husband's name. First name. 9 Q. That's fine. Let's move on. 10 A. I can't remember his first name. 11 Q. Now, let's say in August, 2003 you apply and the 12 board has access to the Griffin report, the 13 MacLeish reports and they relied on that. Do you 14 consider that improper for them not to have hired 15 you? 16 A. If they were not told the truth, basically not 17 had my -- the Tena Fallon response, which was 18 given to Robert Tucker and Paul Cote, my response 19 to that that was given and the fact -- I mean, 20 there's a lot of -- the letter from Van Kampen 21 saying that Greater Lynn was way off-base on the 22 bond issue. The letter from Leslie Slavin that 23 said -- and the fact that both those reports 24 talked about ERISA violations and Greater Lynn</p>	<p>1 sees your application and knows that you were 2 terminated -- you were terminated. There is no 3 question about that, right? You had been fired 4 from Greater Lynn? 5 A. Wrongfully terminated, which by that time they 6 should have realized it was a wrongful 7 termination. 8 Q. So your basis of your complaint for their failure 9 to hire you in August of 2003 was by that time 10 they should have realized the errors of their 11 ways and realized the previous termination of you 12 was incorrect? Is that what it comes down to? 13 A. And not only that, they shouldn't have been 14 relying on -- according to Nancy Rizzo, they were 15 still saying the reason I couldn't be hired is I 16 was mentally unstable, a drug addict and an 17 alcoholic. Now, those are -- they're protected 18 under the Americans with Disabilities Act. I'm 19 in treatment. I have never had a problem. 20 Every single -- every evaluation I 21 ever had at Greater Lynn was excellent. I 22 started the company. I grew it to \$30 million. 23 Never had a financial problem. All of a sudden 24 MacLeish comes in. Now there is a financial</p>
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<p>1 ended up taking the money and spending it in the 2 general fund. And if it was ERISA, it would have 3 been in the employee trust fund. 4 So it was obviously not covered by 5 ERISA or Greater Lynn wouldn't have been able to 6 use it to pay all the legal fees and stuff. 7 Q. Well, let me -- 8 A. So I mean, they defeated -- I mean, they really 9 shot themselves in the foot by taking that money 10 and not using it for employee benefits. 11 Q. The Griffin report doesn't say it's an ERISA 12 violation. Doesn't it say there's some issues 13 here? 14 A. No, no. They addressed that and attached the 15 MacLeish report to substantiate that. 16 Q. Isn't more of the focus the accounting of the 17 employee -- 18 MR. COLE: Fringe incentive. 19 Q. Fringe incentive plan and then the use of buying 20 like for sporting goods and -- not sporting 21 goods. Sporting tickets. 22 Let me withdraw the question. I'm not 23 going to get into that. 24 So you say if the board in August, 2003</p>	<p>1 problem. Never existed before. I had a 2 nine-month audit from DeNucci's office. He said 3 it was the best run corporation that he has ever 4 audited in the history of the Commonwealth. 5 Q. Okay. But you agree you were fired from Greater 6 Lynn? 7 A. Right. 8 Q. Mr. Bleau, if you could turn to tab 39, page 9 four. 10 A. Yeah. 11 Q. Okay. Page four is a letter dated February 4, 12 2000, to Thomas Manning, the president of the 13 board of directors of Greater Lynn from the 14 Attorney General's office; is that correct? 15 A. Right. 16 Q. Have you ever seen this letter before? 17 A. If I haven't seen it, I certainly am aware of its 18 contents. It may have been shown to me. At 19 least its contents were -- like somebody might 20 have said, Oh, by the way, we got a letter -- 21 Because I know he came to a meeting. I 22 believe Carriker ended up coming to him. Oh, 23 this is from Jamie Katz. 24 Q. That letter basically says, to summarize, that</p>

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<p style="text-align: right;">Page 266</p> <p>1 Q. Okay. Now, on page four, you didn't sign those, 2 right? 3 A. Yeah. I signed them. 4 Q. Did you provide us with a signed copy? 5 A. I'm pretty certain I did. 6 Q. Now, looking through -- and take your time -- 7 looking through these interrogatory answers and 8 since the interrogatories aren't included, you 9 may have to refer to Exhibit 36 for the 10 questions, but are these the actual interrogatory 11 answers that you served, that you say you signed? 12 A. As far as I know they are. They look like it. 13 Q. You can take your time just to see if they are or 14 not. 15 A. I believe so. I don't know why you have an 16 unsigned copy. I'm just wondering if this is 17 something that I -- why would you have an 18 unsigned copy? I wonder if I brought those with 19 me. I mean, if there is a dispute -- if there's 20 a dispute, I have my laptop here. I can open it 21 up and -- my final interrogatories is on my 22 laptop so if I have to, I can look it up. 23 Q. Interrogatory number four asks you to state all 24 facts basically concerning the whole tuition</p>	<p style="text-align: right;">Page 268</p> <p>1 and you basically say bills and requests for 2 tuition payments to Clark University -- 3 A. I did not mention in that interrogatory the fact 4 -- because I'm still unclear about what -- 5 whether that was eligible for reimbursement under 6 the severance agreement. 7 Q. Okay. 8 A. Okay? That still is not clear to me. 9 Q. "Number one. Please state all facts and identify 10 all documents that you contend support your 11 claims under the ADA Rehabilitation Act." And 12 you say, you talk about the Griffin report being 13 distributed to prospective employers and clients 14 and press, board members, political and 15 government employees. 16 A. Where are you now? 17 Q. This is interrogatory number two. 18 A. Okay. 19 Q. Again, you cannot state that you have knowledge 20 of the Griffin report ever being distributed to 21 anyone by Greater Lynn after the settlement 22 agreement; is that correct? 23 A. Being distributed to? 24 Q. To anyone. Greater Lynn distributing the Griffin</p>
<p style="text-align: right;">Page 267</p> <p>1 situation. 2 A. We went through that, yeah. 3 Q. And you just say that your bills and the request 4 for tuition payments to Clark University have 5 been submitted to Attorney Laurence Donoghue? 6 A. Right. 7 Q. We've already talked about that letter, right? 8 A. That's correct. 9 Q. And that letter was April 13, 2001? 10 A. We already went through that, yes. 11 Q. There's no other letters, right? 12 A. No. We discussed this as far as the -- the 13 clarification of what is considered leading to 14 certification. Remember? That was the 15 clarification I talked about. Getting a 16 certificate -- 17 Q. Okay. But you don't have that document, do you? 18 A. Do I have it -- 19 Q. Seeking clarification. 20 A. To Donoghue requesting that -- you mean 21 clarification of that? I'll look for that. 22 Q. I'm just wondering, interrogatory number four 23 asks for all facts that identify all documents 24 you contend support your claim for tuition fees</p>	<p style="text-align: right;">Page 269</p> <p>1 report to anyone outside of Greater Lynn after 2 the settlement agreement. You have no 3 information on that? 4 A. That the actual report -- 5 Q. Yeah. 6 A. -- was given to somebody? 7 Q. Yeah. 8 A. Contents, yes. Report, no. 9 Q. You have no information as to anyone at Greater 10 Lynn with a name who distributed any contents -- 11 A. Yeah. Paul Cote -- Paul Cote, as I mentioned. 12 Elaine White. Other board members have stated 13 and I think with discovery we'll find -- I mean, 14 that information was -- that only could have been 15 gotten from that Griffin report or the MacLeish 16 report. Because that's where it was. 17 Q. But you don't know who the Griffin report was 18 distributed to? 19 A. I'm talking about the contents. The contents 20 were shared obviously with many people. 21 Q. Okay. You believe that the contents of the 22 report were shared with many people, right? 23 A. Right. 24 Q. You from that say Greater Lynn must have</p>

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<p>1 Q. You indicate three witnesses in Maine and one in 2 New Hampshire. 3 A. Yeah. I think -- do I have that list with me? 4 No. I think in Maine I'm looking at -- Kennebec 5 Valley Mental Health. Either one or two people. 6 Human resources director and the executive 7 director. I'm looking at -- 8 Q. And their names again? 9 A. Adams. And -- MacAdams. I'm trying to think. 10 Human resource director. I can't remember 11 offhand. 12 Q. Okay. 13 A. I also have -- I gave you a whole big list to you 14 guys with all these people on it. You have it in 15 here. I saw it in here. 16 Q. I'm just trying -- from your memory. I'm just 17 wondering who those four people are. 18 A. Yeah. There's also Tri-County Mental Health 19 Center where I applied. And I've gotten some 20 indication that there was a negative feedback or 21 defamation from Greater Lynn human resources or 22 executive staff regarding my employment at 23 Greater Lynn. 24 Also, this company in New Hampshire</p>	<p>1 else. Do you consider that a violation of the 2 settlement agreement? 3 A. Yeah. I would. Because the letter isn't there. 4 The letter should have -- the other thing that I 5 had talked about with Cote and Cowdell was when 6 we talked about the letter of recommendation, you 7 know, because they were supposed to do a letter 8 of recommendation. They said that will be part 9 of the letter. You can use that as part of a 10 letter of recommendation. 11 So I assumed that when that letter was 12 done that that would be the basis for what would 13 be used for any inquiries about my employment. 14 Q. Okay. So you believe that they were required 15 under the agreement to recommend you for any 16 position? 17 A. No. Not necessarily recommend me but if somebody 18 has been executive -- somebody has been an 19 executive director for 28 years, found a company. 20 We're talking -- we're not talking entry level 21 position here. Okay? You're applying to General 22 Electric. And they say, Gee, you worked at 23 General Electric. You were the CEO for 30 years. 24 What do you know about Al Bleau?</p>
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<p>1 that I mentioned to you, which is the -- I have 2 them listed -- that was one of the first ones I 3 applied for. Housing Cooperative I think it was 4 called. Portsmouth. It's Portsmouth, New 5 Hampshire. They had an executive director 6 position available. 7 Q. Do you have a name of a person from there or -- 8 A. Um, I do in all my notes. I don't have it here 9 with me, no. 10 Q. Okay. Let me just -- let's say you applied to a 11 job. They like you. Thinking of hiring you. 12 They call Greater Lynn. They speak to someone 13 from human resources. The person from Greater 14 Lynn says, Albert Bleau was executive director 15 from these dates and he left voluntarily to 16 pursue other interests. 17 Let's say that's the report. Do you 18 consider that a violation of the settlement 19 agreement? 20 A. Say that again. If they said what? 21 Q. Let's say the person from human resources gives 22 the dates of employment and say that you resigned 23 to pursue other interests. Let's say that's the 24 response and that's it. They don't say anything</p>	<p>1 Oh, his dates of employment are blah, 2 blah, blah, blah. That's all the information we 3 can give. 4 Q. Okay. 5 A. I mean, that isn't exactly -- if you were on the 6 other end and you're going to hire this guy to be 7 the CEO of your company and that's all they tell 8 you, I think you start wondering, Hey, is there 9 something else here? 10 Then you start asking other questions. 11 Then you start calling other people and it just 12 keeps mushrooming. 13 Q. Your understanding is that would be a violation 14 of the agreement, right? 15 A. That wouldn't -- I would see that potentially as 16 a violation. I would be more concerned about 17 them saying, I'm sorry. We can't answer any 18 questions because Mr. Bleau is under indictment. 19 We can't answer any questions because we've been 20 ordered to refer all your questions to our 21 private -- our lawyer and counsel in Boston named 22 Lawrence Donoghue, et cetera, et cetera. 23 I would consider that a major 24 violation.</p>

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<p style="text-align: right;">Page 278</p> <p>1 Q. Those two type of responses right there, you 2 don't have any information as to that ever 3 happening, right? 4 A. I have an indication that it has. I haven't 5 gotten that deposed yet because the people -- I 6 think now that some people have left the human 7 resources department, I think they'll be more 8 forthcoming now that they're not threatened with 9 loss of their jobs. I think these people will be 10 more willing to tell me these things than they 11 were -- 12 Q. Okay. 13 A. -- when they were working there. I assume -- and 14 Lydia, for example, they were afraid they would 15 lose their jobs. Now they're no longer there, 16 Deborah Phelps is no longer there, a lot of these 17 people have left and I think as they leave, 18 they're more willing to tell the truth. 19 Q. Okay. But have they told you things? Or you're 20 just hoping or assuming that since they're gone 21 maybe they'll open up and tell you things they 22 haven't told you before? 23 A. I have gotten indications that, you know, that 24 things have been said when people call. And it's</p>	<p style="text-align: right;">Page 280</p> <p>1 directly relate this to employment but Ward 4 2 councilor, Richard Colucci, had a conversation 3 with me. Stated to me that he felt I really got 4 screwed. That they're really back stabbers over 5 there at Greater Lynn. He mentioned James 6 Cowdell specifically having spread rumors about 7 me, about my financial improprieties at Greater 8 Lynn. Within the city council of Lynn. Elected 9 politicians in the city. 10 He basically said, you know, The guy's 11 a back stabber. He can't be trusted after you 12 helped him out after he got fired from North 13 Shore Employment Training. You gave him a job 14 and et cetera, so this was very recently. As a 15 matter of fact, this was less than six months ago 16 he told me. 17 Q. Okay. Now, what's this person's name again? 18 A. Richard Colucci. He is a ward 4 councilor for 19 the City of Lynn. 20 Q. What did you tell Richard Colucci about why you 21 left Greater Lynn? 22 A. I didn't tell him anything. He just started 23 talking. And he just -- unsolicited. He just 24 basically --</p>
<p style="text-align: right;">Page 279</p> <p>1 been inconsistent. 2 Q. Who have you received indications from? 3 A. If you remember, I have asked you in my 4 interrogatories to give me that information. 5 Q. Who have you received indications from? 6 A. About what people have been saying? 7 Q. Yeah. 8 A. Um, from -- as I said, these employers who have 9 called. And from when I've talked to Deborah 10 Phelps and -- 11 Q. Okay. 12 A. -- Deborah Thurber. 13 Q. We've already talked about all that. 14 A. Yeah. 15 Q. Okay. 16 A. I mean, I have attempted to talk to Sue and Ann 17 Perry and some other people there. You know -- 18 Q. Let me just try to move on a little bit. 19 (Recess.) 20 Q. Back on the record, Mr. Bleau. I think you 21 indicated you want to clarify something for the 22 record. 23 A. Yeah. You asked me if there was any other 24 indication -- this doesn't really -- I can't</p>	<p style="text-align: right;">Page 281</p> <p>1 Q. I just want you to identify some documents, if 2 you can. If you look at tab 39 and go to page 99 3 within that. Okay. Page 99 and 100 is a copy of 4 a letter that you sent to the EEOC on November 5 22, 2000; is that correct? 6 A. Right. 7 Q. Not looking at 101. Just 99 and 100. 8 A. Right. 9 Q. Okay. So you sent that out on November 22nd? 10 A. Yeah. 11 Q. Now, the page 101 -- 12 A. Oh, yeah. Threatened people with loss of job -- 13 Q. I'm trying to get out of here soon. Page 101 to 14 106, that's a true letter you sent to Attorney 15 Donoghue on December 12? Is that true? 16 A. Yeah. You can see here it's December 11th. I 17 told you I was still doing Eastern Mass. work 18 right up -- 19 Q. But I'm looking at the December 12, 2000 letter. 20 Pages 101 through 106. That's a true copy of the 21 letter you sent out on that day; is that correct? 22 A. Yeah. 23 Q. Now page 109. I believe you may have attached 24 this newspaper article to some letter you sent.</p>

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<p style="text-align: right;">Page 282</p> <p>1 Do you see that?</p> <p>2 A. Yeah. This is my original complaint.</p> <p>3 Q. Do you consider that article to be defamatory?</p> <p>4 A. I do.</p> <p>5 Q. And when was that published?</p> <p>6 A. Um, this was published right after the severance</p> <p>7 agreement was signed.</p> <p>8 Q. Okay.</p> <p>9 A. It was in December.</p> <p>10 Q. Is there anything -- can you point to where in</p> <p>11 this article you think that there's an indication</p> <p>12 that Greater Lynn has defamed you or disparaged</p> <p>13 you?</p> <p>14 A. Yeah. When he says here he left -- he says "left</p> <p>15 a career in state government to become temporary</p> <p>16 director of Greater Lynn Mental Health and</p> <p>17 Retardation in the wake of troubled times facing</p> <p>18 the agency's leadership."</p> <p>19 Q. Okay.</p> <p>20 A. This is Thor Jourgensen who is the city editor.</p> <p>21 I consider that defamatory considering I was on</p> <p>22 the school committee in Lynn for four years. I</p> <p>23 grew up in the city of Lynn.</p> <p>24 Q. I don't want to interrupt you. I want -- you</p>	<p style="text-align: right;">Page 284</p> <p>1 elaboration. That the Greater Lynn had told him,</p> <p>2 This is what we hear from Greater Lynn. They</p> <p>3 have said that. Blah, blah, blah, blah.</p> <p>4 That was from the editor of the Lynn</p> <p>5 Item. And the --</p> <p>6 Q. Okay. I just want to stick to this article.</p> <p>7 A. Yeah.</p> <p>8 Q. There's no indication that Mr. Cote even was</p> <p>9 interviewed for this article, right?</p> <p>10 A. There is a quote down here that says, "I am very</p> <p>11 much a believer in the individual achieving</p> <p>12 maximum independence. The question is, how can</p> <p>13 we work with them, he said."</p> <p>14 Q. That's the only quote from Mr. Cote in that whole</p> <p>15 article; is that correct?</p> <p>16 A. Yeah.</p> <p>17 Q. Is that correct?</p> <p>18 A. Yeah. So that indicates that he had a direct</p> <p>19 conversation with the reporter.</p> <p>20 Q. Okay. But doesn't it also indicate in the first</p> <p>21 paragraph that there had been a dinner the night</p> <p>22 before where Mr. Cote was introduced as the new</p> <p>23 executive director? Isn't there an indication in</p> <p>24 the article?</p>
<p style="text-align: right;">Page 283</p> <p>1 point to different things in that article.</p> <p>2 A. That is --</p> <p>3 Q. "In the wake of troubled times facing the</p> <p>4 agency's leadership." Any other words you --</p> <p>5 A. Want me to tell you what it should have said?</p> <p>6 Q. No, no, no. I just want you to point to this</p> <p>7 article as to what you think is disparaging.</p> <p>8 A. No. That's basically the statement that bothered</p> <p>9 me there.</p> <p>10 Q. You agree that that is not a quote from Mr. Cote,</p> <p>11 right?</p> <p>12 A. That's information that was given to the Lynn</p> <p>13 Item by Mr. Cote in my opinion.</p> <p>14 Q. It doesn't -- where does it say there that that</p> <p>15 information is coming from Mr. Cote?</p> <p>16 A. Hmm?</p> <p>17 Q. Can you point to where in the article it</p> <p>18 indicates that that information is coming from</p> <p>19 Mr. Cote?</p> <p>20 A. There's nothing in there that says it is.</p> <p>21 Q. So you're guessing that it came from him?</p> <p>22 A. I am also because -- you know, two years later I</p> <p>23 was told by the editor of The Item in a meeting</p> <p>24 that -- exactly the same thing. Even more</p>	<p style="text-align: right;">Page 285</p> <p>1 You don't know whether that's a quote</p> <p>2 from his speech he made the night before or</p> <p>3 whether he granted an interview, right? I mean,</p> <p>4 you don't know whether he granted an interview?</p> <p>5 A. No. I don't.</p> <p>6 Q. Okay. Now, page 110. Here is 110 through 113.</p> <p>7 A. Right.</p> <p>8 Q. That's a true copy of a letter that you sent to</p> <p>9 all the board members of Greater Lynn and Eastern</p> <p>10 Mass. on April 11, 2001; is that correct?</p> <p>11 A. Yes.</p> <p>12 Q. Okay. Page 117 and 118. That's a true copy of a</p> <p>13 letter that you sent to Paul Cote on April 13,</p> <p>14 2001; is that correct?</p> <p>15 A. Mm-hmm.</p> <p>16 Q. You got to say yes or no.</p> <p>17 A. Oh, yes.</p> <p>18 Q. Page 119, that's a true copy of a letter you sent</p> <p>19 to the Department of Mental Health, the</p> <p>20 commissioner, on April 13, 2001; is that correct?</p> <p>21 A. Yeah.</p> <p>22 Q. And you attached to that letter a copy of the</p> <p>23 April 11, 2001 letter to the board members; is</p> <p>24 that correct?</p>

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